

Honorable John C. Coughenhour
Honorable S. Kate Vaughan

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

KATHLEEN E. POPE and
RICHARD L. POPE, JR.,

Plaintiffs,

v.

SPOKANE SCHOOL DISTRICT NO. 81,
MICHAEL HENRY, SPRING SHOUPPE,
DEB INGLEHART, KELSEY WHITE,
ARNOLD BROWN, MEAD SCHOOL
DISTRICT NO. 354, BELLEVUE
SCHOOL DISTRICT NO. 405,
DEPARTMENT OF SOCIAL AND
HEALTH SERVICE, DEPARTMENT OF
CHILDREN, YOUTH AND FAMILIES,
XCEL SUPPORTED LIVING, INC., and
EXCEL SUPPORTED LIVING, INC.,

Defendants.

Case No. C21-1079-JCC-SKV

CIVIL

STIPULATED MOTION AND ORDER FOR
CONTINUANCE OF TRIAL DATE AND
LITIGATION DEADLINES

Note on Motion Calendar:

Friday, November 4, 2022

I. STIPULATION

The parties hereby stipulate and move this Court to continue the litigation deadlines set forth in the Order Setting Trial Date and Related Dates filed on December 17, 2021 [ECF No. 66].

This stipulated motion is based on the fact that there are numerous parties to this action,

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voluminous documents that have been and continue to be produced, likely numerous experts that will need to be retained, and no depositions have yet been taken given the extensive document production and some pre-trial motion practice. In light of this, meeting the current scheduling deadlines would be extremely difficult. Counsel have consulted their clients, and their clients approve this motion for continuance. The Parties have not previously petitioned the Court for a continuance in this matter.

Based on the foregoing, counsel move the Court to extend the current deadlines set forth in the Order Setting Trial Date and Related Dates filed on December 17, 2021, to the following dates:

JURY TRIAL SET FOR 9:30 a.m. in Courtroom 16206	6/3/2024
Length of trial	TBD
Disclosure of expert testimony under FRCP 26(a)(2) due	9/25/2023
Disclosure of rebuttal expert testimony under FRCP 26(a)(2) due	11/6/2023
All motions related to discovery must be filed by this date and noted for consideration no later than the third Friday thereafter (<i>see</i> LCR 7(d) or LCR 37(a)(2))	12/4/2023
Discovery to be completed by	1/8/2024
All dispositive motions must be filed by this date and noted for consideration no later than the fourth Friday thereafter (<i>see</i> LCR 7(d))	2/5/2024
Settlement Conference per LCR 39.1(c)(2) held no later than	3/4/2024
Mediation per LCR 39.1(c) held no later than	4/8/2024
All motions in limine must be filed by this date and noted for consideration no earlier than the third Friday after filing but no later than the Friday before the pretrial conference (<i>see</i> LCR 7(d)(4))	5/6/2024

Agreed LCR 16.1 Pretrial Order due	5/22/2024
Trial briefs, proposed voir dire questions, proposed jury instructions, deposition designations, and exhibits due by this date; Counsel are to confer and indicate with their submissions which exhibits are agreed to	5/28/2024
Pretrial conference	To be set as needed

DATED this 4th day of November, 2022.

/s/ Richard L. Pope, Jr.

Richard L. Pope, Jr., WSBA #21118
Lake Hills Legal Services, P.C.
Attorney for Plaintiffs

/s/ Michael E. Farland, Jr. (per e-mail)

Michael E. McFarland, Jr., WSBA #23000
Evans, Craven & Lackie, P.S.
Attorney for Bellevue School District

/s/ Kammi Mencke Smith (per e-mail)

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Attorney for Spokane Public Schools,
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/s/ Seth E. Dickey (per e-mail)

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/s/ Shannon M. Ragonesi (per e-mail)

Shannon M. Ragonesi, WSBA #31951
Keating Bucklin & McCormack
Attorney for Michael Henry

/s/ Steven J. Dixon (per e-mail)

Steven J. Dixon, WSBA #38101
Witherspoon Kelley
Attorney for Excel Supported Living, Inc.

II. ORDER

The Court having reviewed the Stipulated Motion for Continuance of Trial Date and
Litigation Deadlines, Dkt. 106, and good cause showing, NOW THEREFORE,

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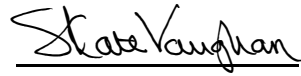
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IT IS HEREBY ORDERED, ADJUGED AND DECREED:

1. The Parties' Stipulated Motion for Continuance of Trial Date and Litigation

Deadlines is GRANTED.

DATED this 7th day of November, 2022.



S. KATE VAUGHAN
United States Magistrate Judge

Presented by:

s/ Richard L. Pope, Jr.

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Attorney for Plaintiffs

/s/ Michael E. Farland, Jr. (per e-mail)

Michael E. McFarland, Jr., WSBA #23000
Evans, Craven & Lackie, P.S.
Attorney for Bellevue School District

/s/ Kammi Mencke Smith (per e-mail)

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Winston & Cashatt, Lawyers
Attorney for Spokane Public Schools,
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/s/ Seth E. Dickey (per e-mail)

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Attorney for Department of Social and Health
Services and Department of Children, Youth,
and Families

/s/ Shannon M. Ragonesi (per e-mail)

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/s/ Steven J. Dixson (per e-mail)

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